HOUSE BILL No. 1566

DIGEST OF INTRODUCED BILL

Citations Affected: IC 35-48-4-1.1.

Synopsis: Methamphetamine production. Enhances the penalty for manufacturing methamphetamine to a Class A felony if: (1) the laboratory or chemicals used to manufacture the methamphetamine; or (2) waste from the manufacture of the methamphetamine; causes serious bodily injury or death to a person other than the defendant.

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Effective: July 1, 2009.

Bell, Pearson, Yarde

January 16, 2009, read first time and referred to Committee on Courts and Criminal Code.

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First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in this style type, and deletions will appear in this style type.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or *this style type* reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

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HOUSE BILL No. 1566

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A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

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Be it enacted by the General Assembly of the State of Indiana:

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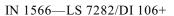
1	SECTION 1. IC 35-48-4-1.1, AS ADDED BY P.L.151-2006,
2	SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3	JULY 1, 2009]: Sec. 1.1. (a) A person who:
4	(1) knowingly or intentionally:
5	(A) manufactures;
6	(B) finances the manufacture of;
7	(C) delivers; or
8	(D) finances the delivery of;
9	methamphetamine, pure or adulterated; or
0	(2) possesses, with intent to:
1	(A) manufacture;
2	(B) finance the manufacture of;
3	(C) deliver; or
4	(D) finance the delivery of;

commits dealing in methamphetamine, a Class B felony, except as

methamphetamine, pure or adulterated;



provided in subsection (b).





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1	(b) The offense is a Class A felony if:
2	(1) the amount of the drug involved weighs three (3) grams or
3	more;
4	(2) the person:
5	(A) delivered; or
6	(B) financed the delivery of;
7	the drug to a person under eighteen (18) years of age at least three
8	(3) years junior to the person; or
9	(3) the person manufactured, delivered, or financed the delivery
10	of the drug:
11	(A) on a school bus; or
12	(B) in, on, or within one thousand (1,000) feet of:
13	(i) school property;
14	(ii) a public park;
15	(iii) a family housing complex; or
16	(iv) a youth program center; or
17	(4) the:
18	(A) laboratory or chemicals used to manufacture the
19	methamphetamine; or
20	(B) waste from the manufacture of the methamphetamine;
21	causes serious bodily injury or death to a person other than
22	the defendant.
23	SECTION 2. [EFFECTIVE JULY 1, 2009] IC 35-48-4-1.1, as
24	amended by this act, applies only to crimes committed after June
25	30, 2009.
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